

# THE RICHMOND DAILY REGISTER

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## WITNESSES SAW NO GUN ON WHITE

When Shot By John Bailey, They  
Say At Opening of Testimony  
At Mt. Vernon Trial

Mt. Vernon, Ky., Aug. 27—Beverly D. White carried a suit case in his left hand and his overcoat over his right arm when he was shot down last April at Heidrick Station, Knox county, by John Bailey, mountain feudist, and family enemy of the Whites, two witnesses testified when evidence taking in the trial of Bailey on a charge of wilful murder began here Friday afternoon. The witnesses who testified to this were Luther Hutton and Joe Carty, both of Knox county, and both eye witnesses of the slaying.

During the testimony, Bailey, a tall, slender youth, weighing perhaps 150 pounds, kept his light gray eyes constantly on the face of the witnesses. He sat quietly and silently, but never for a moment did he let his gaze wander.

Joseph K. Murphy, a civil engineer was the first witness called after Special Prosecutor B. B. Golden told the jury that the prosecution would prove that White was shot down in cold blood and as a result of a prearranged plan by the Baileys. Golden declared that White did nothing to provoke the attack.

H. H. Owens, leading counsel for the defense, countered with a statement that the defense would prove that White attempted three times to draw a pistol before Bailey fired and that it was only after three such attempts that the defendant had shot and then only to protect his own life, which he believed to be in danger.

Murphy was called to the stand to verify a map of the scene of the shooting which he prepared for use of the prosecution in the case. The map purports to show the lay of the land at Heidrick Station and various spots involved in the case.

Luther Hutton, the second witness, testified that he was on the train with White. He said that the Baileys were on the same train and that White was alarmed over the situation before getting off at Heidrick Station. He said that he remarked to White that the situation looked dangerous and White agreed with him. He was not allowed to tell the jury what White said to him on the train. This caused an argument between attorneys and during this time the jury was out of the room. Hutton was allowed to state to the court what White said to him, and said that the victim of the shooting asked if he could remain on the train until the train to Middlesboro arrived and then step directly from the coach to the Middlesboro train. Hutton said that he told White that this could not be done and that the latter got off. This conversation was not allowed to go before the jury, however.

Hutton said that he remained on the train until the Baileys, White and the other passengers got off the rear end. The train had been in about fifteen minutes, he said, when he heard two shots. He looked, he said, and saw a Bailey firing at White. Hutton said that there was no passage of words between White and Bailey. He saw no pistol on White.

Joe Carty, who had to be brought into court on an attachment, told much the same story as Hutton. He said that White was holding a suit case in his left hand and had an overcoat over his right arm when shot. One bullet went through White's hand and into the handle of the suit case. He said that he did not see a gun in White's hand.

The court room was crowded with a liberal sprinkling of women gathered to hear the testimony. Bailey sat beside his counsel and scarcely moved a finger all Friday afternoon. His father and brothers sat with him, but his mother, who was present during the first days of the attempt to get a jury, did not appear.

At the prosecution table sat Mrs. Cassie White, widow of the man Bailey killed; her three daughters and three sons and her brother-in-law, John G. White. Selection of the jury, in which four days were consumed, was completed with the naming of six talesmen Friday. They were: J.

L. Adams, farmer, of Hiatt; Cal McClure, farmer, Willialla; Richard Early, Mt. Vernon, former mayor; John Scott, teacher and surveyor, Bromo; W. G. Viars, farmer, Reckford; James Chasteen, farmer, Disputanta. The six jurors accepted Thursday were: W. O. Yaden, merchant; Steve Albright, farmer; Alfred Owens, farmer; Mat Stevens, farmer; C. C. Shafer, merchant, and R. S. Shivel, farmer.

Court was adjourned at 5:15 until 8 o'clock Saturday morning. Circuit Judge Bethurum announcing that he wished to hasten the case as much as possible without holding night sessions.

## BURGLARS LOOT AT RED HOUSE

Three Homes Robbed During Legion Picnic and a Quart of Real Whisky Is Stolen

Burglars took advantage of the American Legion picnic Thursday and while practically all the inhabitants of Red House were at Boonesboro, they made a wholesale robbery there. They entered both the residence and store of E. E. Davis and obtained loot at both places. The burglars first broke the kitchen window of Mr. Davis' residence and upon finding the kitchen door locked broke another window at the side of the house and stole about \$8.

They then broke a window and a pair of doors in entering the store of E. E. Davis where they confiscated a pistol and a knife. Upon entering the residence of Jay Lanter they stole a suit of clothes and some small change. Robberies are still a mystery.

H. P. Dykes suffered the greatest loss when the thieves took a quart of real red whisky, a pistol, and a necklace from his residence. When the robbers visited the home of Sam Biggerstaff they took a child's bank that contained about \$10.

No clue has been found and the robberies are still a mystery.

## MRS. WILLIS TO HAVE RESORT IN VIRGINIA

Some time ago the Daily Register noted the purchase by Mrs. J. B. Willis of a farm in Virginia. The Stanford Journal says she will use it as a summer resort. It says: "News comes that Mrs. J. B. Willis, 'Ma,' formerly of Crab Orchard Springs, has bought a summer resort at Verdon, Va. The building has 22 rooms, the place is a modern and popular one and there are 139 acres in the tract that goes with the hotel."

## New Clark Hi Ready

(By Associated Press)  
Winchester, Ky., Aug. 27—The new Clark County High School building is expected to be ready for the opening of school on Sept. 12, it is announced here.

## WACO

Miss Lula Moores is visiting relatives at East Bernstadt.

Mr. and Mrs. Eugene Spurlock, of Kirksville, and Miss Hazel Moores were the dinner guests of Miss Carrie Thomas, Sunday.

Mrs. G. H. Thorpe has returned from a pleasant visit at Irvine.

Mr. T. J. Holiday spent the week end with his mother, in Clark county.

Mr. N. C. Bonny has purchased a new car.

Misses Kathryn Grinstead and Hazel Moores are visiting Mrs. H. M. Thorpe at Red House.

Miss Clay Duncan is visiting Miss Mary Earl Griggs at Union City.

Mr. and Mrs. James Elmore and family, of Lancaster, spent Sunday with Mr. and Mrs. Jesse Cobb.

Miss Elbert Browning Mills, of Harrodsburg, is the attractive guest of the Misses Cobb.

Mr. and Mrs. John Thomas and daughter, Carrie, attended the baptizing at Union City Monday.

Quite a number of our people attended the picnic at Boonesboro Thursday.

Miss Lura Oldham, one of our home teachers, is teaching in Estill county.

## LOUISVILLE POLICE IN AUTO THEFT SCANDAL

(By Associated Press)  
Louisville, Aug. 27—Police today seized two additional automobiles in the investigation of alleged stolen machines. One for which a license was issued to Joseph Coleman, is said to have been stolen in Chicago last May. Police reports say its original license tags were found in the garage in which Police Lieutenant Cunningham was formerly interested. Coleman was said to be a close friend of Cunningham. The license for the other machine was in the name of Bert Baker, a partner of Coleman in a soft drink stand. Police said the number of the chassis was changed.

## FESS WHITAKER TRIED ON BRIBERY CHARGE

(By Associated Press)  
Whitesburg, Ky., Aug. 27—Fess Whitaker, county judge of Letcher, charged with accepting a bribe of \$500 to turn a prisoner out of jail, will be tried again at the next term of court. The jury which heard the case this week failed to agree and was discharged.

## MRS. C. C. GRIGGS LOSES MOTHER

Mrs. Margaret Alcorn widow of the late Esq. Wm. Alcorn, 82 years of age, died at her home near Ravenna last Monday. She had been sick several weeks. Mrs. Griggs being the only daughter, hovered close to her bedside till the end came. Besides Mrs. Griggs she leaves one son, Chas. Alcorn, of Ravenna, 10 grandchildren and 9 great-grandchildren, three brothers, Sam Congleton, James Congleton, of Ravenna, and T. J. Congleton, of Frankfort. The body was buried in the Congleton burying ground near her home.

## THESE ARE BUSY DAYS IN THE POLICE COURT

One who attends the sessions of the Richmond Police Court cannot but be impressed by the outstanding fact that Police Judge G. Murray Smith, Chief of Police Claude Devore and his efficient staff of patrolmen are "on the job." They are going after wrong doers without fear or favor, and it's faring hard with those who take a chance on violating the law and the ordinances.

Big crowds attend every session of court, and interest is very keen.

Friday afternoon and Friday night were no exceptions. A young man who had spent several days in jail on a charge of whipping his wife, decided to tell where he bought the liquor that "made him do it" and he named a white woman who lives in the east end of town. He said he had bought whisky from her twice. She vigorously denied the charge and was represented by an attorney. She was held to the grand jury under \$100 on charge.

Jim Beazley was given a fine of \$50 and 10 days on a charge of hitting Bob Smith with a brick. Beazley did not show up in court and his bond was forfeited.

Tom Roberts and Will White were dismissed on a charge of using abusive language over the telephone.

Counsel for Beech Jett announced that he would appeal from a verdict of a jury which gave him \$50 fine and five days for breach of the peace.

One man was given a fine of \$10 and costs for speeding as it was his first offense. H. C. Rucker was given a fine of \$25 and 10 days for furnishing liquor to a minor. Rucker said he gave a friend a drink but did not know he was under age.

ALL kinds of Roofing direct from factory to you. See P. M. Pope, he is the factory's agent. It

Thieves got \$2,000 worth of goods in the A. B. Oldham and Son store at Mt. Sterling.

## OFFICERS CATCH MAN AT A STILL

Sam Pigg Arrested Near Berea and Distillery and Product Are Destroyed

Federal Officers S. J. Cornett, J. M. Kavanaugh, and W. H. Kinaird, accompanied by Deputy Sheriffs S. P. Bush and W. A. Johnson, made a raid on a still that was operated by Sam Pigg down a dirt road at the left of the Big Hill pike, near Hunter's store. They destroyed the still, poured out about 16 barrels of beer. They also poured out a vat of beer that they thought might have contained 300 gallons of beer. They made the raid on Wednesday.

When the officers arrived they say Pigg run from the still to his father's house down the hill. Pigg lost his hat in his hurried flight and when the officers returned it to him they took him into custody. The officers were not able to get out of him that he had helped in his business but it was quite evident that he had. Pigg is to appear at the October term of circuit court and also federal court and answer for moonshining.

## CANEER NOT LONG OUT OF HARNESS

Prof. M. L. Canear, who resigned as superintendent of the graded schools at Stanford for the purpose of taking up farming on his farm near Lynnville, Tenn., has been persuaded to again enter school work, having accepted a very flattering offer to take work in Columbia High School of Tennessee. Prof. Canear is well known here where he was principal of the Caldwell High School for three years and has a large number of friends who wish him success in his new position.

## A Raid In Rockcastle

A 75-gallon still, 300 gallons of "still beer" and other equipment were destroyed Thursday by prohibition agents in a raid near the border of Rockcastle county eight miles from Berea. The officers reported the raid to Director Sam Collins at Lexington.

The still was found near a large spring and about 300 yards from a residence. A well defined path led from the residence to the still, the officers declared. No arrests were made in connection with the raid as the house was vacant when the officers reached it.

Warrants for the arrest of persons living there will be issued shortly, Director Collins declared. Officers making the raid were John D. W. Collins, John F. Marcum and Jerome Tartar.

## More Testimony Against Bailey

(By Associated Press)  
Mt. Vernon, Ky., Aug. 27—Taking of testimony intended to show that John Bailey, mountain feudist, shot down Beverly White without provocation and as a part of a prearranged plot of the Bailey family, was resumed in the trial of the case here today.

Squire Bate, of Pineville, on the stand today, said he saw Bailey open fire on White and that at no time did he see White make a demonstration toward his slayer.

## Colored Minstrel Tonight

F. C. Huntington's Minstrels arrived in Richmond Saturday in a special train and will give a performance tonight. This afternoon they gave a splendid concert on the corner of Main and Second streets, and "Sweet Papa Snowball," their premier comedian, kept the crowds yelling with laughter throughout the concert. One of their splendid singers rendered in a very capable manner, "Let the Rest of the World Go By."

Cpl. Huntington brought this same aggregation to Richmond last year and played to capacity business. Everyone will remember that it was one of the most pleasing colored minstrels ever seen here. The tent has been pitched at the Creekmore ball park in the east end and they will give only one performance, the doors opening at 7:15 tonight.

Miss Anne Enright has returned from a visit to Danville.

## LOOKS LIKE HARDING'S GOING TO PARDON DEBS

(By Associated Press)

Washington, Aug. 27—Recommendation on the pardon of Eugene V. Debs, now imprisoned at Atlanta, were completed today by Attorney General Daugherty. Rumors have been current here for several weeks that Daugherty would recommend a pardon.

In this connection it is officially stated that no decision for Debs' pardon has been reached by President Harding nor will general amnesty for the prisoners convicted under war time laws be considered until the peace treaty with Germany is ratified.

## GIRL CHARGED WITH MURDER OF FATHER

(By Associated Press)

Bardstown, Ky., Aug. 27—A warrant was issued here today the arrest of Allie Nolan Vance, 14, in connection with the investigation of the assassination of her father, Charles Vance, who was shot while in bed at his home near here August 18th.

By agreement she was allowed her freedom but is being watched by a guard.

Bardstown, Ky., Aug. 27—A coroner's jury returned a verdict blaming the widow and daughter of Charles Vance, a farmer, who was found shot to death in his home near here August 18. Warrants are expected to be taken out today.

The verdict was reached after Dr. W. E. Crume, coroner of Nelson county, and several other witnesses had been heard. The inquest was resumed Friday before a large crowd. Several witnesses were examined last Monday.

The daughter, Allie Nolan Vance, is 14 years old, and has been punished by her father the morning before the shooting occurred.

Two months before he was murdered, Vance, a wealthy farmer of the Cox Creek section, wrote a will providing that his entire estate, estimated at about \$35,000, should go to his wife. A clause of the will, which was written June 18, provided that should the widow remarry, the estate should go to the 11 Vance children, seven of whom, with their mother, were upon the Vance farm the night Vance was killed.

## VALLEY VIEW

Mrs. Thomas Dunn and children leave Monday to join her husband in Memphis, Tenn.

Mrs. Edna Wheeler and little Dixie Joy Wheeler left Monday for an extended visit with Mrs. Wheeler's parents in Portsmouth, Ohio.

Mrs. H. H. Robinson and Miss Burdette Robinson have as their guests Miss Christine and Georgia Burton, of Nicholasville, and Miss Bessie Kidwell, of Ravenna, and Miss Opal Broughton, of Brassfield.

Rev. O. Lynn Green assisted by Rev. Keller, of Louisville, is conducting a revival meeting at the Baptist church here. Large crowds are enjoying the splendid sermons each night.

Mr. Joe Kelley is seriously ill with typhoid fever.

Mrs. Roscoe Sanders underwent a mastoid operation at the B. F. Robinson hospital, Berea.

Mr. and Mrs. Earnest Northcutt and Mrs. Nannie Northcutt, of Ravenna, are the guests of Mr. and Mrs. A. B. Howard.

Miss Mathra Dale Rourke, of Appalachia, Va., is the guest of her aunt, Mrs. Harry Flynn.

Mr. and Mrs. William Goosey and Fannie Martin, of Middletown, Ohio, have returned home after a pleasant visit with Mr. and Mrs. Frank Ashcraft.

Mr. and Mrs. C. W. White and Mr. Earl White are in London on business.

Mr. Herbert Johnson has returned to his home in Bloomington, Illinois after an extended visit with his aunt, Mrs. Tom Mathever seen here.

The man friends of Mrs. Hannon Reese are glad to know she is recovering after a protracted illness.

Luque pitched the Reds to a 7 to 2 victory over the Phillies at Philadelphia Friday.

## Today's Livestock Markets

Cincinnati, Aug. 27—Hogs 25c lower; Chicago steady; good cattle, steady; others slow flams 50c lower.

Louisville, Aug. 27—Cattle 300, weak, tops \$7.75; hogs 1,500, 25c higher, tops \$9.75; sheep 1,000, steady and unchanged.

## Weather For Kentucky

Unsettled weather tonight and Sunday; probably showers and thunder storms. Not much change in temperature.

## 50 ACRES OF WEED SIGNED UP AT NEWBY

An enthusiastic meeting of tobacco growers was held at Newby Friday night, and about 50 additional acres signed up. John Buckley, of Lexington, was present and told of the great advantages that the co-operative selling plan is going to bring to the tobacco producers. Many who were present agreed to sign later. Among those who did sign were Sam Million, Newland Agee, Attilla Long, Sam Burgess, Norman Harvey, A. D. Sanders, and Clayton Collins.

## Lloyd-George Tell Erin Again There Can Be No Separation

London, Aug. 27—David Lloyd-George, the British Prime Minister, Friday sent a prompt rejoinder to the letter of Eamon De Valera, "president of the Irish Republic," which rejected the British government's terms for peace in Ireland.

The Premier's note constituted a firm reiteration of the government's former standpoint that Ireland could not be permitted to withdraw from the empire. He said he thought he made it clear in conversations and previous communications that the government "can discuss no settlement which involves a refusal upon the part of Ireland to accept a free equal and loyal partnership in the British commonwealth under one sovereign."

## Confesses She Is Girl Wanted In Knoxville

(By Associated Press)  
Tacoma, Wash., Aug. 27—Mrs. Helen Stubbs, held in jail here confessed today, according to the police, that she is Maud Moore, wanted in Knoxville, Tenn., where she escaped after conviction for the murder of Leroy Hart, an automobile dealer, last September. "I will go back," she said, according to the police.

## LATE NEWS NOTES

The state has filed suits in Mt. Sterling to confiscate two houses where intoxicating liquors have been sold.

The New York Giants drew a little closer to first place when they defeated the Pittsburgh Pirates for the fourth straight game in the present series. Douglas pitched good ball after a one day rest.

Benjamin Bush, 30, and Harris, 21, were instantly killed Friday when a Louisville and Nashville train struck the car in which they were riding on the Finchville pike, near Shelbyville.

The Pineville club defeated the Lexington Mammoth Garage team at Pineville by a score of 2 to 0 Friday.

Prof. E. A. Strange, of Columbia, who last year had charge of the school at Brodhead, will head the school at Crab Orchard this year.

GO to B. E. Belue Company's Display Saturday, August 27th, Suits, Coats, Dresses and Hats. It

WANTED—Second hand pianos in exchange for Housefurnishings or new pianos. Liberal payments made for your old instruments. Muncy Bros. 202 tf

## Today's Produce Prices

Quoted and paid by the Renaker Poultry Company.  
Eggs ..... 32c  
Ducks ..... 10 cents lb  
Turkeys ..... 25 cents lb  
Hens ..... 15 cents lb  
Springers ..... 18 cents lb  
Roosters ..... 6c lb  
Geese ..... 25c lb  
Hams ..... 22c lb  
Beef Hides ..... \$1 to \$1.50  
Horse Hides

## NAMES 'SHINERS WHO AMBUSHED OFFICERS

In Dying Statement Johnson  
County Man, Tells On Others  
In Murder Gang

(By Associated Press)

Paintsville, Ky., Aug. 27—John Dye and H. S. Stambaugh are blamed for the killing of James Melvin, Paintsville Chief of Police, and J. H. Reynolds, prohibition agent, in a dying statement made today by Patt McKenzie, said to have been a member of the gang. Manuel Fitzpatrick, assistant chief of police of Paintsville, was wounded. The shooting occurred while the officers were endeavoring to locate an illicit still in the vicinity of the McKenzie farm.

Five men are in jail here in connection with the killing. They include Hugh McKenzie, from whose cabin the ambushers fired, Ray McKenzie, Tollie King, Otto Young and Dennis Blevins.

Trapped in a deep hollow, surrounded by a heavy woodland, along Mud Lick Creek, four miles from Paintsville in Johnson county, John H. Reynolds, revenue man, and James Melvin, marshal of Paintsville, were shot and instantly killed by moonshiners in a pitched battle Friday morning. Two others were wounded, one fatally, and five are in jail, charged with the crime.

Deputy sheriff Manuel Fitzpatrick, a member of the raiding party, was seriously wounded. He was brought to the hospital at Paintsville, where an examination showed that he was shot through the body, the arm and suffered a scalp wound.

Hugh McKenzie, said to have been one of the moonshiners, is also in a hospital in Paintsville, fatally wounded. McKenzie was shot through the abdomen twice and is expected to die within the next 24 hours.

Five others are in jail in Paintsville, charged with the killing of Reynolds and Melvin and the wounding of Fitzpatrick. Those now in custody are Jesse McKenzie, Ray McKenzie, Otto Young, Denny Blevins and Tollie King.

A posse is scouring the mountains for several other men said to have been members of the party which ambushed the group of officers.

Details of the shooting received in Lexington at the office of State Prohibition Director Sam Collins were that little was known other than that Reynolds had been shot to death.

The party of officers left Paintsville early and had progressed but four miles up Mud Lick Creek when they were trapped.

They were following the creek bed when the shooting occurred and were in a deep hollow surrounded by a heavy woodland.

From the sides of the creek the moonshiners poured several volleys into the ranks of the officers. Reynolds and Melvin were killed instantly. Deputy Fitzpatrick was wounded on the second volley.

Lying on the ground he returned the fire, and according to his story, when brought to the hospital, wounded Hugh McKenzie.

The moonshiners had shotguns and high-powered rifles. Reynolds was killed by buckshot, which rattled and badly tore his body. Melvin's body contains buckshot, though he was also struck by several rifle bullets.

Agent Reynolds was one of the most efficient men of the force, according to his comrades in the work. He had gained a wide reputation as a "raider," and had engaged in active work both in eastern and western Kentucky. Previous to his assignment to Lexington, six or seven months ago, he had been attached to the Louisville office.

His home is at Pikeville and he was 42 years old. During the years he had served on the revenue forces he had gained a reputation for fearlessness and daring.

Years ago he participated in the Wright-Reynolds feud in Letcher county. According to fellow officers he is reputed to have killed eight men or more during his career.